10599322 - GAU: 4155

PTO/SB/08a (08-03 )
Approved for use through 07/31/2006. DMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

U.S.PATENTS

| NFORMATION DISCLOSURE                 |
|---------------------------------------|
| STATEMENT BY APPLICANT                |
| Not for submission under 37 CFR 1.99) |

| Application Number      |       |                 |
|-------------------------|-------|-----------------|
| Filing Date             |       |                 |
| First Named Inventor    | Barry | Scheirer        |
| Art Unit                | _     |                 |
| Examiner Name           |       | /Joseph Santos/ |
| Attorney Docket, Number | or.   | LISOM0176LIS    |

| Examiner<br>Initial* | Cite<br>No | Patent Number            | Kind<br>Code <sup>1</sup>      | Issue [                           | Date          | Name of Pate<br>of cited Docu | entee or Applicant<br>ment                            | Relev | s,Columns,Lines where<br>vant Passages or Relev<br>es Appear                    |    |
|----------------------|------------|--------------------------|--------------------------------|-----------------------------------|---------------|-------------------------------|---|-------|---|----|
| /JS/                 | 1          | 4807634                  | A                              | 1989-0                            | 2-28          | Enjoji et a.                  |   |       |   |    |
| /JS/                 | 2          | 5531119                  | A                              | 1996-0                            | 7-02          | Meyers et al.                 |   |       |   |    |
| If you wis           | h to a     | dd additional U.S. Pater | t citatio                      | n inform                          | ation p       | lease click the               | Add button.   |       |   |    |
|                      |            |                          | U.S.P                          | ATENT                             | APPLI         | CATION PUB                    | LICATIONS   |       |   |    |
| Examiner<br>Initial* | Cite<br>No | Publication Number       | Kind<br>Code <sup>1</sup>      | Publication ode <sup>1</sup> Date |               | Name of Pate<br>of cited Docu | of Patentee or Applicant<br>Document                  |       | Pages,Columns,Lines where<br>Relevant Passages or Relevant<br>Figures Appear    |    |
|                      | 1          |                          |                                |                                   |               |                               |   |       |   |    |
| If you wish          | to ac      | d additional U.S. Publis | shed Ap                        | plication                         | citatio       | n information p               | lease click the Add                                   | butto | n.  |    |
|                      |            |                          |                                | FOREIG                            | SN PAT        | ENT DOCUM                     | ENTS  |       |   |    |
| Examiner<br>Initial* | Cite<br>No |                          | Country<br>Code <sup>2</sup> i |                                   | Kind<br>Code4 | Publication<br>Date           | Name of Patentee or<br>Applicant of cited<br>Document |       | Pages,Columns,Lines<br>where Relevant<br>Passages or Relevant<br>Figures Appear | т5 |
| /JS/                 | 1          | 2003309890               | JP A                           |                                   | A             | 2003-10-31                    | Matsushita Electric                                   |       | Abstract  |    |
| /JS/                 | 2          | 1501331                  | EP                             |                                   | A             | 2005-01-26                    | Matsushita Electric                                   |       |   |    |

Receipt date: 09/25/2006 10599322 - GAU: 4155 Application Number Filing Date INFORMATION DISCLOSURE First Named Inventor Barry Scheirer STATEMENT BY APPLICANT Art I Init ( Not for submission under 37 CFR 1.99) Examiner Name Attorney Docket Number US040176US JJS/ 0527651 FΡ 1993-02-17 Advanced Tech. Lab. Inc. If you wish to add additional Foreign Patent Document citation information please click the Add button NON-PATENT LITERATURE DOCUMENTS Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item Examiner Cite (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), T5 Initials\* Nο publisher, city and/or country where published 

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

If you wish to add additional non-patent literature document citation information please click the Add button

1 See Kind Codes of USPTO Patent Documents at <a href="https://www.LSETO.GOV/cm/MPEP 901.04">www.LSETO.GOV/cm/MPEP 901.04</a>. \*Enter office that issued the document, by the bro-letter code (NVIPO Standard ST3.3) \*For Japanese patent documents, the indication of the year of the reign or the Emperor must precede the settle number of the patent document, 4 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST3.16 if possible. \*Applicant is to place a check mark here if English language translation is attached.

/Joseph Santos/

Date Considered

04/14/2009

Examiner Signature

Receipt date: 09/25/2006 10599322 - GAU: 4155

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

( Not for submission under 37 CFR 1.99)

| Application Number         |  |            |
|----------------------------|--|------------|
| Filing Date                |  |            |
| First Named Inventor Barry |  | Scheirer   |
| Art Unit                   |  |            |
| Examiner Name              |  |            |
| Attorney Docket Number     |  | US040176US |

## CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(s/1).

OR

That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.79(e)(2).

See attached certification statement.

Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

None

#### SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

| Signature  | /W. Brinton Yorks, Jr./ | Date (YYYY-MM-DD)   | 2006-09-11 |
|------------|-------------------------|---------------------|------------|
| Name/Print | W. Brinton Yorks, Jr.   | Registration Number | 28923      |

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

## Receipt date: 09/25/2006

### Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. A coordingly, pursuant to the requirements of the Act, please be advised that. (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandomment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

- The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure these records.
- A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiation.
- A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
- 4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552(m).
- A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
- A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
- 7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of AU. SC. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
- 8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.
  - A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

/Joseph Santos/